

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MASSACHUSETTS

EDITH KALIN,  
THEODORE KALIN,  
HAROLD KALIN,  
PLAINTIFFS,

05-11119 PBS

Referred to MJ JG Dein

FALL RIVER POLICE DEPARTMENT (FRPD)  
CITY OF FALL RIVER,

CHARLESTON MEMORIAL HOSPITAL,  
UNITED STATES POSTAL SERVICE

WAL MART INC.  
PARKING LOT

WALLACE SECURITY AGENCY (FALL RIVER) (ENTITY DIED)

FRPD CAPTAIN / CHIEF JOHN SENZA,  
FRPD CAPTAIN McGUIRE,

FRPD LIEUTENANT COSTA,

FRPD OFFICER THOMAS BURNS,

FRPD OFFICER LISA ADAMS,

FRPD'S S. TRIPS,

FRPD OFFICER P. McHERNEY,

FRPD OFFICER B. BRIAN,

FRPD OFFICER K. TURIAN,

FRPD OFFICER D. FANCHER,

FRPD OFFICER B. LAVOIE,

FRPD OFFICER B. SILVA,

FRPD OFFICER PAUL CARRY,

FRPD OFFICER D. PAQUET,

FRPD OFFICER L. SILVA,

FRPD SERGEANT JOHN JOE L.

FRPD OFFICER D. CONCH,

FRPD OFFICER S. CORREIA,

FRPD OFFICER B. SULLIVAN,

FRPD OFFICER C. LESTER,

FRPD OFFICER B. FIDINE,

FRPD OFFICER L. NILES,

FRPD OFFICER B. GARDIN,

FRPD OFFICER T. TARDON,

FRPD OFFICER T. ROBINSON,

FRPD OFFICER T. FOLEY,

FPPD DETECTIVE RO. R. LA FLORE

FPPD DETECTIVE JOHN McDONALD

FPPD SERGEANT ARMAND GUILLOTTE

FPPD OFFICER RICHARD CEFALVA

FPPD OFFICER WAYNE ROSARIO

FPPD OFFICER ARMAND DAYLER

FPPD LIEUTENANT ALBERT JOHN DOE 2

FPPD OFFICER SCOTT UNDERHILL

FPPD OFFICER JAMES SMITH

FPPD ACTING LIEUTENANT SERGEANT JOSEPH JOHN DOE 3

FPPD "RED SCHWARTZ" JOHN DOE 4

FPPD DETECTIVE JOHN DOE

FPPD DET. CHIEF FRANCIS McDONALD

FPPD OFFICER J. BERGERON

FPPD OFFICER C. PASTERNAK

FPPD OFFICER R. MEDRADO

FPPD "CALLING PARTY" PAT DOE 1

FPPD OFFICER THOMAS STRUTNY

FPPD OFFICER PAUL TOMANNI

FPPD OFFICER MICHAEL HARR

FPPD OFFICER JAMES RILEY

FPPD OFFICER WENDELL BUTLER

BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE

BRISTOL COUNTY DISTRICT ATTORNEY PAUL WALSH

BRISTOL COUNTY ASSISTANT DISTRICT ATTORNEY DAVID CRAWLEY

BRISTOL COUNTY SUPERVISOR ASSISTANT DISTRICT ATTORNEY JIM MARRINO

BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE CLERK JANE DOE 1

BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE CLERK JANE DOE 2

BRISTOL COUNTY SHERIFF THOMAS HODGSON

FAL. DISTRICT COURT (FAL. DIST. CT.)

FAL. CLERK MAGISTRATE RONALD VILCHART

FAL. 1ST ASSISTANT CLERK DAVID CHARLTON

FAL. 2ND ASSISTANT CLERK SHARON HARRIS CARRERA

FAL. CLERK JANE DOE 3

FAL. CLERK JANE DOE 4

FAL. SECURITY OFFICER DENIS NEWMAN

FAL. SECURITY OFFICER JOHN DOE 5

BRISTOL SUPERIOR COURT (FAL. DIST. CT.)

BRISTOL SUPERIOR COURT CLERK PHILLIP LADD

FPPD COURT LIAISON <sup>OFFICER</sup> JOHN ALBIN

RONALD COGSPEED, INR. IN MEDICAL HISTORY (MHA),  
 CMH NURSE JANE DOE 5,  
 CMH NURSE JANE DOE 6,  
 CMH NURSE JANE DOE 7,  
 CMH NURSE MANAGER PAT DOE 2,  
 CMH EMERGENCY ROOM SUPERVISOR PAT DOE 3,  
 CMH MANAGER-ON-DUTY PAT DOE 4,  
 CMH EMERGENCY ROOM RECEPTIONIST PAT DOE 6,  
 FALL RIVER WALMART STORE MANAGER PAT DOE 6,  
 FALL RIVER WALMART SECURITY HEAD PAT DOE 7,  
 WALMART, INC. CEO JOHN DOE 6,  
 FALL RIVER WALMART SECURITY AGENT JOHN DOE 7,  
 FALL RIVER WALMART SECURITY AGENT JOHN DOE 8,  
 FALL RIVER <sup>WALMART</sup> SECURITY SUPERVISOR JOHN FLOWERS,  
 WILLIAM ARMITAGE, UNITED STATES POSTAL SERVICE CARRIER,  
 UNITED STATES POSTAL SERVICE INSPECTOR GENERAL (PROVIDENCE, RI) JOHN DOE 9,  
 UNITED STATES POSTAL SERVICE HEAD (FALL RIVER) PAT DOE 8,  
 UNITED STATES POSTAL INSPECTOR GENERAL (DENVER, CO) PAT DOE 9,  
 NINA WALTERS,  
 CATHY ROSE,  
 MARK ROSE,  
 CANDICE PACHECO,  
 JEFFREY LENTIN,  
 NATHAN D'NUCCI,  
 D'NUCCI ACCESSORY JOHN DOE 10,  
 D'NUCCI ACCESSORY JOHN DOE 11,  
 ED LAMBERT, MAYOR OF CITY OF FALL RIVER,  
 84 FENWOOD STREET FALL RIVER SURVEILLANCE PERPETRATOR (14 RS SP) JOHN DOE 12,  
 84 RS SP JOHN DOE 13,  
 84 RS SP JOHN DOE 14,  
 84 RS SP JOHN DOE 15,  
 84 RS SP JOHN DOE 16,  
 84 RS SP JOHN DOE 17,  
 84 RS SP JOHN DOE 18,  
 84 RS SP PAT DOE 10,  
 84 RS SP PAT DOE 11,  
 LOUIS COSTA,  
 FRPD OFFICER JOHN DOE 19, AND  
 BRISTOL COUNTY SHERIFF'S OFFICE,  
 DEFENDANTS.

COMPLAINT

## PARTIES

1. THE PLAINTIFF EDITH KOLTIN IS A RESIDENT OF FALL RIVER, IN BRISTOL COUNTY, MASSACHUSETTS, WITH AN ADDRESS OF 84 BENWOOD ST. 02720 AND A MAILING ADDRESS OF P.O. BOX 882, FALL RIVER, MA 02722. SHE IS A CITIZEN OF THE UNITED STATES.
2. THE PLAINTIFF THEODORE KOLTIN IS A RESIDENT OF FALL RIVER, IN BRISTOL COUNTY, MASSACHUSETTS, WITH AN ADDRESS OF 84 BENWOOD ST. 02720 AND A MAILING ADDRESS OF P.O. BOX 882, FALL RIVER, MA 02722. HE IS A CITIZEN OF THE UNITED STATES.
3. THE PLAINTIFF HAROLD KOLTIN IS WITHOUT A PERMANENT ADDRESS BUT LIVES IN MIDDLESEX COUNTY, MASSACHUSETTS AND HAS A MAILING ADDRESS OF P.O. BOX 275, MALDEN MA 02148.
4. THE DEFENDANT FALL RIVER POLICE DEPARTMENT ("FRPD") IS LOCATED IN FALL RIVER, IN BRISTOL COUNTY, MASSACHUSETTS, WITH AN ADDRESS OF 685 PLEASANT STREET 02720.
5. THE DEFENDANT CITY OF FALL RIVER IS LOCATED IN BRISTOL COUNTY, MASSACHUSETTS, WITH AN ADDRESS OF CITY HALL, 1 GOVERNMENT CENTER 02720.
6. THE DEFENDANT CHARLTON MEMORIAL HOSPITAL IS LOCATED AT 363 HIGHLAND AVENUE, FALL RIVER, MASSACHUSETTS 02740, IN BRISTOL COUNTY.
7. THE DEFENDANT UNITED STATES POSTAL SERVICE ("U.S.P.S.") HAS A BRANCH LOCATION AT 1701 PRESIDENT AVENUE, FALL RIVER, MA 02301 IN BRISTOL COUNTY.
8. THE DEFENDANT WALMART, INC. HAS A STORE LOCATION AT 374 WILLIAM S CANNING BOULEVARD, FALL RIVER, MA 02721 IN BRISTOL COUNTY.
9. THE DEFENDANT WALMART PARKING LOT SECURITY AGENCY AT THE FALL RIVER, MA, STORE IS HAVING ITS IDENTITY WITHHELD BY STORE MANAGEMENT, AS WELL AS ITS ADDRESS.
10. THE DEFENDANT JOHN SOUZA, CHIEF OF THE FRPD, HAS A BUSINESS ADDRESS AS 685 PLEASANT STREET, FALL RIVER, MA 02720, IN THE COUNTY OF BRISTOL. HE IS A UNITED STATES CITIZEN.

11. THE DEFENDANT (A. VIN) MCGUIRE OF THE FRPD HAS AN IDENTICAL BUSINESS ADDRESS AND CITIZENSHIP STATUS AS THE DEFENDANT CHIEF OF POLICE JOHN SCUZA.
12. THE DEFENDANT FRPD LIEUTENANT COSTA HAS AN IDENTICAL BUSINESS ADDRESS AND CITIZENSHIP STATUS AS THE DEFENDANT CHIEF OF POLICE.
13. THE DEFENDANT FRPD OFFICER THOMAS BURNS HAS AN IDENTICAL BUSINESS ADDRESS AND CITIZENSHIP STATUS AS THE DEFENDANT CHIEF OF POLICE.
14. THE DEFENDANT FRPD OFFICER LISA ARAESY HAS AN IDENTICAL BUSINESS ADDRESS AND CITIZENSHIP STATUS AS THE DEFENDANT CHIEF OF POLICE.
15. THE DEFENDANT FRPD EMPLOYEE S. TRIPP HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
16. THE DEFENDANT FRPD OFFICER P. MCNERNEY HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
17. THE DEFENDANT FRPD OFFICER F. BRIAND HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
18. THE DEFENDANT FRPD OFFICER A. FORTADO HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
19. THE DEFENDANT FRPD OFFICER A. SAWYER HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
20. THE DEFENDANT FRPD OFFICER B. LAVOIE HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
21. THE DEFENDANT FRPD OFFICER K. SILVA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
22. THE DEFENDANT FRPD OFFICER PAUL CAREY HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
23. THE DEFENDANT FRPD OFFICER D. PARQUET HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
24. THE DEFENDANT FRPD OFFICER L. SILVA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
25. THE DEFENDANT FRPD SERGEANT JOHN JOE I HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
26. THE DEFENDANT FRPD OFFICER J. CONDON HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
27. THE DEFENDANT FRPD OFFICER SCOTT CORREIA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.



28. THE DEFENDANT FRPD OFFICER B. SULLIVAN HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT CHIEF OF POLICE.
29. THE DEFENDANT FRPD OFFICER C. FREITAS HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
30. THE DEFENDANT FRPD OFFICER B. ROBINE HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
31. THE DEFENDANT FRPD OFFICER K. NILES HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
32. THE DEFENDANT FRPD OFFICER T. GAGNON HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
33. THE DEFENDANT FRPD OFFICER T. BARBOZA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
34. THE DEFENDANT FRPD OFFICER J. ROBINSON HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
35. THE DEFENDANT FRPD OFFICER J. REIS HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
36. THE DEFENDANT FRPD DETECTIVE ROGER LAFLEUR HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
37. THE DEFENDANT FRPD DETECTIVE JOHN McDONALD HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
38. THE DEFENDANT FRPD SERGEANT ARMAND COLETTE HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
39. THE DEFENDANT FRPD OFFICER RICHARD GARAÑA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
40. THE DEFENDANT FRPD OFFICER ARMAND SAYLER HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
41. THE DEFENDANT FRPD OFFICER WAYNE ROSARIO HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
42. THE DEFENDANT FRPD LIEUTENANT ALBERT JOHN DEE 2 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO DEFENDANT CHIEF OF POLICE.
43. THE DEFENDANT FRPD OFFICER SCOTT CABRAL HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
44. THE DEFENDANT FRPD OFFICER JAMES SILVA HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.

45. THE DEFENDANT TENANT SERGEANT JOSEPH JOHN DOE 3 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
46. THE DEFENDANT FRPD EMPLOYEE "ED SCHWARTZ" JOHN DOE 4 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
47. THE DEFENDANT FRPD DETECTIVE DAN DUEE HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
48. THE DEFENDANT FRPD EX-CHIEF FRANCIS McDONALD HAS AN ADDRESS OF 25 O'HEARN STREET, FALL RIVER, MA 02740 IN BRISTOL COUNTY AND IS A U.S. CITIZEN.
49. THE DEFENDANT FRPD OFFICER J. IERACON HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT CHIEF OF POLICE.
50. THE DEFENDANT FRPD OFFICER G PASTERNAK HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
51. THE DEFENDANT FRPD OFFICER K McGUIRES HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
52. THE DEFENDANT FRPD'S "CALLING PARTY" PAT DOE 1 HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
53. THE DEFENDANT FRPD OFFICER THOMAS STRAIN HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
54. THE DEFENDANT FRPD OFFICER PAUL RAMUNO HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
55. THE DEFENDANT FRPD SERGEANT MICHAEL HEAT HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
56. THE DEFENDANT FRPD OFFICER JAMES RILEY HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT CHIEF OF POLICE.
57. THE DEFENDANT FRPD OFFICER WENDELL BURKE HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT CHIEF OF POLICE.
58. THE DEFENDANT BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE HAS AN ADDRESS OF 885 PURCHASE STREET, NEW BEDFORD, MA 02740 IN BRISTOL COUNTY.
59. THE DEFENDANT BRISTOL COUNTY DISTRICT ATTORNEY PAUL WALSH HAS AN ADDRESS OF 888 PURCHASE STREET, NEW BEDFORD, MA 02740 IN BRISTOL COUNTY. HE IS AN AMERICAN (U.S.) CITIZEN.
60. THE DEFENDANT BRISTOL COUNTY ASSISTANT DISTRICT ATTORNEY DAVID CROWLEY HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT PAUL WALSH.
61. THE DEFENDANT BRISTOL COUNTY SUPERVISING ASSISTANT DISTRICT ATTORNEY TIMOTHY McGUIRE HAS A BUSINESS ADDRESS AT 38 ROCK STREET IN FALL RIVER, MA 02720, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
62. THE DEFENDANT BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE CLERK HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF <sup>DEFENDANT</sup> TIMOTHY McGUIRE, IN BRISTOL COUNTY, AND IS JANE DOE 1.

63. THE DEFENDANT BRISTOL COUNTY DISTRICT ATTORNEY'S OFFICE CLERK JANE DOE 2 HAS AN ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT TIMOTHY McGUIRE, IN BRISTOL COUNTY.
64. THE DEFENDANT BRISTOL COUNTY SHERIFF THOMAS HEDGSON HAS A BUSINESS ADDRESS OF 100 FAUNCE CORNER ROAD, NORTH DARTMOUTH, MA 02747, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
65. THE DEFENDANT BRISTOL COUNTY SHERIFF'S OFFICE HAS AN ADDRESS OF 100 FAUNCE CORNER ROAD, NORTH DARTMOUTH, MA 02747, IN BRISTOL COUNTY.
66. THE DEFENDANT FALL RIVER DISTRICT COURT HAS AN ADDRESS OF 45 ROCK STREET, FALL RIVER, MA 02720, IN BRISTOL COUNTY.
67. THE DEFENDANT CLERK-MAGISTRATE, <sup>RONALD VALCOURT</sup> OF THE FALL RIVER DISTRICT COURT HAS A BUSINESS ADDRESS OF 45 ROCK STREET, FALL RIVER, MA 02720, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
68. THE DEFENDANT <sup>ASSISTANT</sup> CLERK DAVID CASSIDY OF THE FALL RIVER DISTRICT COURT HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT RONALD VALCOURT.
69. THE DEFENDANT 2ND ASSISTANT CLERK SHARON HAGUE CORREIA OF THE FALL RIVER DISTRICT COURT HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT RONALD VALCOURT.
70. THE DEFENDANT CLERK JANE DOE 3 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT RONALD VALCOURT.
71. THE DEFENDANT CLERK JANE DOE 4 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THE DEFENDANT RONALD VALCOURT.
72. THE DEFENDANT FALL RIVER DISTRICT COURT SECURITY OFFICER, <sup>DENNIS MEDEIROS</sup> HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT RONALD VALCOURT.
73. THE DEFENDANT FALL RIVER DISTRICT COURT SECURITY OFFICER JOHN DOES HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD VALCOURT.
74. THE DEFENDANT BRISTOL SUPERIOR COURT HAS AN ADDRESS OF 441 NORTH MAIN STREET, FALL RIVER, MA 02720, IN BRISTOL COUNTY.
75. THE DEFENDANT SUPERIOR COURT CLERK PHILLIP LEDDY HAS A BUSINESS ADDRESS OF 441 NORTH MAIN STREET, FALL RIVER, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
76. THE DEFENDANT FALL RIVER DISTRICT COURT <sup>POLICE</sup> LIAISON OFFICER JOHN ALBIN HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD VALCOURT.



77. THE DEFENDANT RONALD GOODSPEED HAS A BUSINESS ADDRESS OF 3003 HIGHLAND AVENUE, FALL RIVER, MA 02720, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
78. THE DEFENDANT NURSE JANE DOE 5 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD GOODSPEED,
79. THE DEFENDANT NURSE JANE DOE 6 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD GOODSPEED.
80. THE DEFENDANT NURSE JANE DOE 7 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD GOODSPEED
81. THE (CHARLTON MEMORIAL HOSPITAL ["CMH"]) NURSE MANAGER HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO DEFENDANT RONALD GOODSPEED.
82. THE CMH EMERGENCY ROOM SUPERVISOR DEFENDANT PAT DOE 3 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD GOODSPEED.
83. THE DEFENDANT CMH MANAGER-ON-DUTY PAT DOE 4 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF DEFENDANT RONALD GOODSPEED
84. THE DEFENDANT CMH EMERGENCY ROOM RECEPTIONIST PAT DOE 5 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO THAT OF THE DEFENDANT RONALD GOODSPEED.
85. THE DEFENDANT WALMART, INC., CEO JOHN DOE 6 HAS A BUSINESS ADDRESS BEING WITHHELD BY FALL RIVER WALMART STORE MANAGEMENT AND IS A U.S. CITIZEN
86. THE DEFENDANT FALL RIVER WALMART SECURITY AGENT JOHN DOE 7 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO FALL RIVER WALMART AND WALMART CEO JOHN DOE 6, RESPECTIVELY.
87. THE DEFENDANT FALL RIVER WALMART STORE MANAGER PAT DOE 6 HAS A BUSINESS ADDRESS AND U.S. CITIZENSHIP IDENTICAL TO DEFENDANT FALL RIVER WALMART SECURITY AGENT JOHN DOE 7.
88. THE DEFENDANT FALL RIVER WALMART SECURITY HEAD PAT DOE 7 HAS A BUSINESS ADDRESS AND CITIZENSHIP IDENTICAL TO DEFENDANT FALL RIVER WALMART SECURITY AGENT JOHN DOE 7.
89. THE DEFENDANT DISTRICT WALMART STORE SECURITY MANAGER JOHN FLOWERS HAS A BUSINESS ADDRESS OF WALMART, 137 TEATICKET HIGHWAY, EAST FALMOUTH, MA 02536, IN SPENSTABLE COUNTY, AND IS A U.S. CITIZEN. HE MAY BE THE SAME INDIVIDUAL AS FALL RIVER WALMART SECURITY AGENT JOHN DOE 7.
90. THE DEFENDANT WILLIAM ARABJO, U.S.P.S. CARRIER, HAS A BUSINESS ADDRESS OF 1201 PRESIDENT AVENUE, FALL RIVER, MA 02720 AND IS A U.S. CITIZEN IN BRISTOL COUNTY.

91. THE DEFENDANT U.S.P.S. LEAD IN THE CITY OF FALL RIVER IS PAT DOE 3, WITH A NAME AND ADDRESS BEING WITHHELD BY THE DEFENDANT U.S.P.S. SHE IS A CITIZEN OF THE U.S.
92. THE DEFENDANT U.S.P.S. REGIONAL INSPECTOR GENERAL JOHN DOE 8 HAS A BUSINESS ADDRESS IN PROVIDENCE, RI AND IS A U.S. CITIZEN, BUT WHOSE IDENTITY HAS BEEN WITHHELD BY THE DEFENDANT U.S.P.S. HE IS A U.S. CITIZEN.
93. THE DEFENDANT U.S.P.S. INSPECTOR GENERAL PAT DOE 9 HAS A BUSINESS ADDRESS IN DENVER, CO, AND IS A U.S. CITIZEN, BUT HIS/HER IDENTITY IS BEING WITHHELD BY THE DEFENDANT U.S.P.S.
94. THE DEFENDANT NINA WALTERS HAS AN ADDRESS OF 740 RAY STREET, FALL RIVER, MA 02720, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN
95. THE DEFENDANT CATHY ROSE HAS AN ADDRESS OF 18 FORGE ROAD, SOMERSET, MA 02726, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN
96. THE DEFENDANT MARK ROSE HAS AN ADDRESS OF 18 FORGE ROAD, SOMERSET, MA 02726, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
97. THE DEFENDANT LANDIRE PACHECO HAS AN ADDRESS OF 740 RAY STREET, FALL RIVER, MA 02720, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
98. THE DEFENDANT JEFFREY ENTIN HAS A BUSINESS ADDRESS OF 399 NORTH MAIN STREET, FALL RIVER, MA 02722, IN BRISTOL COUNTY, AND IS A U.S. CITIZEN.
99. THE DEFENDANT NATHAN DI NUCCI HAS AN ADDRESS IN ASSONET, MA AND IS A U.S. CITIZEN.
100. THE DEFENDANT DI NUCCI ACCESSORY JOHN DOE 9 HAS AN ADDRESS BEING WITHHELD AND A NAME BEING WITHHELD BY THE DEFENDANT FRPD.
101. THE DEFENDANT OTHER DI NUCCI ACCESSORY JOHN DOE 10 HAS AN IDENTITY AND ADDRESS BEING WITHHELD BY THE DEFENDANT FRPD.
102. THE DEFENDANT CITY OF FALL RIVER MAJOR ED LAMBERY HAS A BUSINESS ADDRESS OF CITY HALL, 1 GOVERNMENT CENTER, FALL RIVER, MA 02720, IN BRISTOL COUNTY AND IS A U.S. CITIZEN.
103. THE DEFENDANT 84 PENWOOD STREET FALL RIVER SURVEILLANCE PERPETRATOR, JOHN DOE 11, HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD. (184 RS SP)
104. THE DEFENDANT 84 RS SP JOHN DOE 12 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
105. THE DEFENDANT 84 RS SP JOHN DOE 13 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.

106. THE DEFENDANT 84 RS SP JOHN DOE 14 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
107. THE DEFENDANT 84 RS SP JOHN DOE 15 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
108. THE DEFENDANT 84 RS SP JOHN DOE 16 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
109. THE DEFENDANT 84 RS SP JOHN DOE 17 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
110. THE DEFENDANT 84 RS SP PAT DOE 10 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
111. THE DEFENDANT 84 RS SP PAT DOE 11 HAS AN IDENTITY AND PRESENCE DENIED BY THE DEFENDANT FRPD.
112. THE DEFENDANT LOUIS COSTA HAS AN ADDRESS BEING WITHHELD BY THE DEFENDANT FRPD.
113. THE DEFENDANT FRPD OFFICER JOHN DOE 18 HAS AN IDENTITY WITHHELD BY THE DEFENDANT FRPD BUT AN ADDRESS IDENTICAL TO THAT OF THE DEFENDANT FRPD.
114. THE DEFENDANT BRISTOL COUNTY SHERIFF'S OFFICE HAS AN ADDRESS OF 100 FAUNCE CORNER ROAD, NORTH DARTMOUTH, MA, IN BRISTOL COUNTY, 02747

## JURISDICTION

115. THIS COURT HAS JURISDICTION OVER ALL CLAIMS ASSERTED AGAINST ALL GOVERNMENTAL ENTITIES AND THEIR INDIVIDUAL ACTORS PURSUANT TO 42 U.S.C. SEC. 1983.
116. THIS COURT HAS PENDANT AND SUPPLEMENTAL JURISDICTION OVER ALL CLAIMS ASSERTED OVER ALL NON-GOVERNMENTAL ENTITIES AND THEIR INDIVIDUAL ACTORS, AS WELL AS ALL OTHER NON-GOVERNMENTAL ACTORS/DEFENDANTS PURSUANT TO 28 U.S.C. SEC. 1367, THIS COURT ALSO HAS JURISDICTION OVER THESE DEFENDANTS PURSUANT TO 42 U.S.C. SEC. 1983.

## FACTS

117. BEGINNING IN THE SUMMER OF 1998, AND CONTINUING TO THE PRESENT, PLAINTIFFS EDITH KOLTIN, THEODORE KOLTIN, AND HAROLD KOLTIN ASSERT A CONTINUING AND UNRELENTING PATTERN OF SEVERE CRIMINAL ACTS AND EXTREME CIVIL RIGHTS VIOLATIONS AND OTHER OUTRAGEOUS INTENTIONAL TORT ACTIONS BY THE SAME DEFENDANTS, AGAINST THE SAME PLAINTIFFS.

118. BECAUSE OF SUCH UNBROKEN CHAIN OF CRIMES CIVIL RIGHTS VIOLATIONS, INTENTIONAL TORT ACTIONS PERPETRATED BY THE SAME PARTIES/DEFENDANTS AGAINST THE SAME PARTIES/PLAINTIFFS, AND BECAUSE RESORT TO THE CRIMINAL AND CIVIL JUSTICE SYSTEM BY THE PLAINTIFFS HAS RESULTED, STEADFASTLY, IN SAME LAW ENFORCEMENT OFFICIALS PERPETRATING EVEN GREATER CRIMES AND CIVIL RIGHTS VIOLATIONS AGAINST THE PLAINTIFFS, THE PLAINTIFFS ASSERT THEIR RIGHT TO HAVE ALL OF THEIR CLAIMS HEARD BEFORE THIS COURT WITHOUT OBSTRUCTION BY ANY STATUTE OF LIMITATIONS IMPOSITION ON ANY OF THE PLAINTIFFS' CLAIMS DATING AS FAR BACK AS THE SUMMER OF 1998.

119. CLAIMS AGAINST THE FAL RIVER POLICE DEPARTMENT AND ITS INDIVIDUAL ACTORS INCLUDE, BUT ARE NOT LIMITED TO:

- 1) ASSAULT
- 2) ASSAULT WITH A DANGEROUS WEAPON
- 3) ASSAULT AND BATTERY
- 4) ASSAULT AND BATTERY WITH A DANGEROUS WEAPON
- 5) UNLAWFUL FORCED ENTRY
- 6) BREAKING AND ENTERING INTO A PRIVATE RESIDENCE
- 7) FORCED ENTRY WITHOUT A WARRANT
- 8) FORCED ENTRY WITHOUT PROBABLE CAUSE
- 9) ARMED ROBBERY
- 10) MALICIOUS DESTRUCTION OF PROPERTY
- 11) GRAND LARCENY
- 12) DISORDERLY CONDUCT
- 13) FAILING TO REPORT VIOLATIONS OF LAWS AND ORDINANCES
- 14) CONDUCT UNBECOMING A POLICE OFFICER
- 15) VIOLATION OF PERFORMANCE OF DUTY
- 16) VIOLATION OF OBEDIENCE TO LAWS AND REGULATIONS
- 17) CONTINUED FAILURE TO COOPERATE AND BE TRUTHFUL IN CONDUCTING INTERNAL INVESTIGATIONS
- 18) LYING
- 19) WITHHOLDING PUBLIC DOCUMENTS
- 20) MAKING FALSE STATEMENTS
- 21) MAKING FALSE REPORTS
- 22) DENIALS OF DUE PROCESS
- 23) INTENTIONAL INFILTRATION OF EMOTIONAL DISTRESS
- 24) USE OF EXCESSIVE FORCE
- 25) PREMEDITATED ATTEMPTED MURDER
- 26) FALSE AND UNLAWFUL DETAINMENTS
- 27) FALSE AND UNLAWFUL ARRESTS
- 28) FALSE AND UNLAWFUL IMPRISONMENTS
- 29) MALICIOUS PROSECUTION
- 30) NEGLIGENCE
- 31) UNLAWFUL SEARCH AND SEIZURE
- 32) OUTRAGEOUS CONDUCT
- 33) INVASION OF PRIVACY
- 34) GROSS NEGLIGENCE



- 33) NEGLIGENCE
- 34) RECKLESSNESS
- 35) NEGLIGENT HIRING
- 36) NEGLIGENT RETENTION
- 37) NEGLIGENT RE-HIRING AFTER FIRING
- 40) NEGLIGENT SUPERVISION
- 41) WARRANTLESS ARREST
- 42) ARREST WITHOUT CHARGE
- 43) UNLAWFUL ORDER OF "SECTION 12"
- 44) THREATS TO DO BODILY HARM
- 45) INTIMIDATION AND HARASSMENT
- 46) WITNESS TAMPERING
- 47) INTIMIDATION OF WITNESS
- 48) SLANDER
- 49) LIBEL
- 50) ANNOYING TELEPHONE CALLS
- 51) LOSS/DESTRUCTION OF EVIDENCE
- 52) ENTRAPMENT
- 53) FALSELY IDENTIFYING SELF
- 54) REFUSING TO IDENTIFY SELF
- 55) UNLAWFUL SURVEILLANCE
- 56) REFUSAL TO TAKE REPORTS
- 57) DEFAMATION OF CHARACTER

120. ON AUGUST 13, 1998, <sup>DEFENDANT</sup> FRPD OFFICER THOMAS BURNS AUTHORED A MALICIOUSLY FALSE CRIMINAL REPORT AGAINST PLAINTIFF THEODORE KOLTIN, FOR UNCORROBORATED "THREATS TO DO BODILY HARM," ALLEGEDLY OCCURRING ON AUGUST 8, 1998.
121. ON SEPTEMBER 4, 1998, DEFENDANT FRPD OFFICER THOMAS BURNS AUTHORED ANOTHER MALICIOUS AND FALSE CRIMINAL REPORT AGAINST PLAINTIFF EDITH KOLTIN, FOR UNCORROBORATED "THREATS TO DO BODILY HARM," ALLEGEDLY OCCURRING ON SEPTEMBER 1, 1998.
122. ON NOVEMBER 26, 1999, DEFENDANT FRPD DETECTIVE ROGER LAFLEUR AUTHORED A MALICIOUSLY FALSE CRIMINAL REPORT AGAINST PLAINTIFF HAROLD KOLTIN, CALLING FOR HIS ARREST, FOR THE "MAJOR CRIME" OF "TRESPASS AFTER NOTICE," WHEN THERE WAS NO PREVIOUS TRESPASS, NO NOTICE, AND NO INSTANT TRESPASS. THE REPORT ALLEGED THE INCIDENT TOOK PLACE ON NOVEMBER 9, 1999, WAS REPORTED (WITHOUT CORROBORATION OR EVIDENCE BY THE SAME <sup>DEFENDANT</sup> FELON WHO REPORTED EQUALLY FALSE INCIDENTS AGAINST THEODORE KOLTIN AND AGAINST EDITH KOLTIN) ON NOVEMBER 12, 1999, AND AUTHORED BY THE DEFENDANT LAFLEUR ON NOVEMBER 26, 1999.
123. ON JUNE 5, 1999, DEFENDANT FRPD OFFICER SARAVA REPORTED AN INCIDENT OCCURRING ON JUNE 1, 1999, IN WHICH THE SAME <sup>DEFENDANT</sup> FELON NOTED ABOVE WENT ONTO PLAINTIFF EDITH KOLTIN'S PROPERTY, PUNCHED THE 77-YEAR-OLD PLAINTIFF IN THE CHEST, AND THREW HER DOWN TO THE GROUND. DEFENDANT, OFFICER RICHARD SARAVA CHARGED THE COMPLAINANT EDITH KOLTIN WITH ASSAULT AND BATTERY ON THE DEFENDANT FELON, AND CHARGED THE COMPLAINANT HAROLD KOLTIN WITH ASSAULT AND BATTERY WITH A DANGEROUS WEAPON TO WIT PEPPER SPRAY - DESPITE THE DEFENDANT FELON'S ADMISSIONS THAT SHE PUNCHED PLAINTIFF EDITH KOLTIN

IN THE CHAIR AND THREW HER TO THE GROUND. AND DESPITE DEFENDANT FRPD OFFICER'S SPRAYING OWN TERROR DESCRIBING HOW PLAINTIFF HAROLD KOLTIN CAME OUT OF THE HOUSE WITH A WET TOWEL AROUND HIS EYES BECAUSE HE ENDED UP SPRAYING HIMSELF WITH THE PEPPER SPRAY.

124. ON JUNE 23 1999, PLAINTIFFS EDITH KOLTIN AND THEODORE KOLTIN WERE AGAIN THE VICTIMS OF ASSAULT AND BATTERY WITH A DANGEROUS WEAPON (TO WIT, A CAR), THREATS TO DO BODILY HARM, AND INTIMIDATION OF WITNESSES, BY SAME DEFENDANT FELON. THE COMPLAINANTS QUICKLY DROVE TO THE POLICE STATION, WHERE EACH GAVE IDENTICAL ACCOUNTS, SEPARATELY. BUT COMPLAINANT THEODORE KOLTIN WAS CHARGED WITH THE SAME CRIMES HE WAS REPORTING (BY DEFENDANT FRPD OFFICER SCOTT CAERL), ARRESTED HANDCUFFED, BECAME THE OBJECT OF ANTI-SEMITIC SLURS BY THE FRPD OFFICERS/CIVILIANS IN THE STATION, AND THROWN INTO A CELL.

125. ON MAY 24, 2002, PLAINTIFF EDITH KOLTIN CALLED 911 TO REPORT (CONTINUED) SPRAYING OF JUNK SPRAY INTO HER HOUSE BY THE DEFENDANT FELON NINA WALTERS. FRPD DEFENDANT OFFICER <sup>LISA AHRESY</sup> AUTHORED A REPORT STATING THAT EDITH KOLTIN HAD THREATENED "TO OFF HERSELF AND HER SON," AS DEFENDANT FRPD OFFICER AHRESY WAS CARRYING ON ANOTHER SURREPTITIOUS CONVERSATION WITH SOMEONE IN THE POLICE STATION. THE PLAINTIFFS EDITH AND THEODORE KOLTIN LEFT THE HOUSE AS INSTRUCTED BY DEFENDANT AHRESY.

MINUTES LATER, THE HOUSE OF THE PLAINTIFFS WAS SURROUNDED BY SEVERAL FRPD CRUISERS, FROM WHICH DEFENDANT FRPD OFFICERS EMERGED AND PROCEEDED TO BREAK DOWN THE ENTRANCES TO THE HOUSE, LOOT AND VANDALIZE THE ENTIRE HOUSE, AND CONTINUE DOING SO FOR APPROXIMATELY 45 MINUTES BEFORE EMERGING, LEAVING DOORS DOWN ON THE FLOOR AND OUTRAGEOUS ROBBERY AND RECKLESS DESTRUCTION OF PROPERTY BEHIND.

WHEN PLAINTIFF EDITH KOLTIN RETURNED TO CALL 911, MORE CRUISERS ARRIVED AND FORCED THE ELDERLY PLAINTIFF INTO A POLICE CRUISER, TAKING HER, YET AGAIN, TO THE CORRIGAN MENTAL HEALTH CENTER (AS HAD BEEN THREATENED TO BE DONE BY ANONYMOUS AND VERY GRAPHIC DEATH-THREAT MESSAGES LEFT ON THE PLAINTIFFS' ANSWERING MACHINE).

126. THE PLAINTIFFS RESERVE THE RIGHT TO AMPLIFY, ADD TO, OR AMEND THIS COMPLAINT.

127. THE PLAINTIFFS CLAIM UNLAWFUL, INTIMIDATING, HUMILIATING, VIOLENT, AND HATEFUL CRIMES AND CIVIL RIGHTS VIOLATIONS AND OTHER INTENTIONAL TORTS BY EACH AND EVERY DEFENDANT.

128. THE PLAINTIFFS CLAIM VIOLATIONS OF OTHER CIVIL RIGHTS OF THE U.S. CONSTITUTION.

129. THE PLAINTIFFS CLAIM VIOLATIONS OF THE STATE'S DECLARATION OF RIGHTS AND OTHER STATE LAWS.
130. THE PLAINTIFFS HAVE SUFFERED AND CONTINUE TO SUFFER THE RESULTS OF SEVEN (7) YEARS OF UNRELENTING CIVIL RIGHTS AND OTHER VIOLATIONS BY EACH AND EVERY ONE OF THE NAMED DEFENDANTS.
131. THE PLAINTIFFS' SUFFERING HAS INCLUDED, BUT IS NOT LIMITED TO, SEVERE MENTAL ANGUISH, PSYCHOLOGICAL EMOTIONAL DISTRESS WITH PHYSICAL AND PHYSIOLOGICAL SIDE EFFECTS, AND EXCRUCIATING PAIN AND SUFFERING, SOME OR ALL OF WHICH ARE OR MAY BE PERMANENT, AND WHICH HAVE REQUIRED AND CONTINUE TO REQUIRE MEDICAL AND PSYCHOLOGICAL TREATMENT.
132. THE PLAINTIFFS SEEK SEVEN (7) MILLION DOLLARS IN DAMAGES, PLUS ATTORNEYS' FEES, PLUS COURT FEES, PLUS INTEREST, PLUS WHATEVER OTHER RELIEF THE COURT DEEMS APPROPRIATE.
133. THE PLAINTIFFS DEMAND A TRIAL BY JURY.

DATE: MAY 23 2005

BY THE PLAINTIFFS,  
Harold Koltin  
 HAROLD KOLTIN  
 P.O. Box 275  
 MALDEN, MA 02148

(951) 420-4872

Edith Koltin  
 EDITH KOLTIN  
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 FALL RIVER, MA 02722  
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Theodore Koltin  
 THEODORE KOLTIN  
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 FALL RIVER, MA 02722



JS 44 (Rev. 11/04)

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

## I. (a) PLAINTIFFS

(b) County of Residence of First Listed Plaintiff BRISTOL  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

## DEFENDANTS

County of Residence of First Listed Defendant BRISTOL  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

Attorneys (Firm Name)

## II. BASIS OF JURISDICTION

(Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff  
☐ 2 U.S. Government Defendant  
☒ 3 Federal Question (U.S. Government Not a Party)  
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES

(Place an "X" in One Box for Plaintiff and One Box for Defendant)

- (For Diversity Cases Only)
- |   |                                |                                |   |                                |                                |
|---|--------------------------------|--------------------------------|---|--------------------------------|--------------------------------|
| Citizen of This State                   | PTF <input type="checkbox"/> 1 | DEF <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | PTF <input type="checkbox"/> 4 | DEF <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2     | <input type="checkbox"/> 2     | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5     | <input type="checkbox"/> 5     |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3     | <input type="checkbox"/> 3     | Foreign Nation  | <input type="checkbox"/> 6     | <input type="checkbox"/> 6     |

## IV. NATURE OF SUIT

(Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input checked="" type="checkbox"/> 440 Other Civil Rights	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability <b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence <b>Habeas Corpus:</b> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property					

## V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding  
☐ 2 Removed from State Court  
☐ 3 Remanded from Appellate Court  
☐ 4 Reinstated or Reopened  
☐ 5 Transferred from another district (specify)  
☐ 6 Multidistrict Litigation  
☐ 7 Appeal to District Judge from Magistrate Judgment

## VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

U.S.C. 42, 1983

Brief description of cause:

U.S.C. 42, 1983: UNCEASING CIVIL RIGHTS VIOLATIONS SINCE 1998 TO PRESENT

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$ 7,000,000.00

CHECK YES only if demanded in complaint:  
JURY DEMAND: ☒ Yes ☐ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

5/22/05

Harold Kohn (Pro Se)

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_ APPLYING IFP \_\_\_\_\_ JUDGE \_\_\_\_\_ MAG. JUDGE \_\_\_\_\_



UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

1. Title of case (name of first party on each side only) EDITH KOLTIN v. FALL RIVER POLICE DEPARTMENT

2. Category in which the case belongs based upon the numbered nature of suit code listed on the civil cover sheet. (See local rule 40.1(a)(1)).

- 05-11119 PBS
- I. 160, 410, 470, 535, R.23, REGARDLESS OF NATURE OF SUIT.
- ✓ II. 195, 196, 368, 400, 440, 441-446, 540, 550, 555, 625, 710, 720, 730, \*Also complete AO 120 or AO 121 for patent, trademark or copyright cases  
740, 790, 791, 820, 830, 840, 850, 890, 892-894, 895, 950.
- III. 110, 120, 130, 140, 151, 190, 210, 230, 240, 245, 290, 310, 315, 320, 330, 340, 345, 350, 355, 360, 362, 365, 370, 371, 380, 385, 450, 891.
- IV. 220, 422, 423, 430, 460, 480, 490, 510, 530, 610, 620, 630, 640, 650, 660, 690, 810, 861-865, 870, 871, 875, 900.
- V. 150, 152, 153.

3. Title and number, if any, of related cases. (See local rule 40.1(g)). If more than one prior related case has been filed in this district please indicate the title and number of the first filed case in this court.

4. Has a prior action between the same parties and based on the same claim ever been filed in this court?

YES ☐ NO ☒

5. Does the complaint in this case question the constitutionality of an act of congress affecting the public interest? (See 28 USC §2403)

YES ☐ NO ☒

If so, is the U.S.A. or an officer, agent or employee of the U.S. a party?

YES ☐ NO ☐

6. Is this case required to be heard and determined by a district court of three judges pursuant to title 28 USC §2284?

YES ☐ NO ☒

7. Do all of the parties in this action, excluding governmental agencies of the united states and the Commonwealth of Massachusetts ("governmental agencies"), residing in Massachusetts reside in the same division? - (See Local Rule 40.1(d)).

YES ☒ NO ☐

A. If yes, in which division do all of the non-governmental parties reside?

Eastern Division ☒ Central Division ☐ Western Division ☐

B. If no, in which division do the majority of the plaintiffs or the only parties, excluding governmental agencies, residing in Massachusetts reside?

Eastern Division ☐ Central Division ☐ Western Division ☐

8. If filing a Notice of Removal - are there any motions pending in the state court requiring the attention of this Court? (If yes, submit a separate sheet identifying the motions)

YES ☐ NO ☐

(PLEASE TYPE OR PRINT)

ATTORNEY'S NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

TELEPHONE NO. \_\_\_\_\_